IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. REV. No.802 of 2008
NAHID @ MD.NAHEED …..Petitioner
Versus
1. THE STATE OF BIHAR
2. Hamid Akhtar Ali
3. Safiul Haque @ Safail Rahman
4. Asimul @ Alimul
5. Salimuddin @ Salimul
6. Jahoor
7. Lepasa @ Lafsa
8. Ahmad
9. Nazmul Haque @ Najmool
10. Alim @ Alim Hussain
11. Molvi Mahmood
12. Samad
….Opposite parties

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2. 18.12.2008. This revision application has been preferred against the order of acquittal dated 30.5.2008 passed by F.T.C. No. 8, Purnea in Sessions Case No. 498/03.

Heard learned counsel for the petitioner as well as the State.

The submission of learned counsel for the petitioner is that the court below has not properly appreciated the evidence adduced on behalf of the prosecution and has wrongly recorded the verdict of acquittal in favour of opposite parties.

Considered the submission of learned counsel for the petitioner and perused the judgment in question.

On perusal of judgment in question, it appears that the court below has rightly acquitted the opposite parties. There are several lacunae in the evidence of the prosecution. There is also land dispute between the parties over the same plot. Both are claiming their title over the same.

Thus, having regard to the facts and circumstances, I am

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not inclined to interfere in the impugned order of acquittal. Accordingly, this application is dismissed.

kanchan **(Ghanshyam Prasad, J.)**

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